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8 Attorney for Defendant Josef F. Boehm

9 IN THE UNITED STATES DISTRICT COURT

10 DISTRICT OF ALASKA

11
12 Sally C. Purser,)
13 Plaintiff,) THIRD PARTY COMPLAINTS
14 v.)
15 Josef F. Boehm, Allen K.)
Bolling, and Bambi Tyree,)
16 Defendants.)
17 CASE NO.: A05-0085 (JKS)
18)
19)

20 THIRD PARTY COMPLAINT FOR EQUITABLE APPORTIONMENT AND INDEMNITY

21 A. PARTIES

- 22 1. Josef F. Boehm is a resident of Anchorage, Alaska, Third
23 Judicial District, at Anchorage.
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25 2. Carl Bucher, now deceased, was at all relevant times, a
26 resident of Anchorage, Alaska, Third Judicial District at
27 Anchorage.
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- 1 3. Allan Bolling was at all relevant times, a resident of
- 2 Anchorage, Alaska, Third Judicial District at Anchorage.
- 3 4. Leslie Williams was at all relevant times, a resident of
- 4 Anchorage, Alaska, Third Judicial District at Anchorage.
- 5 5. Jay Harrison and Roberta Harrison, husband and wife, was
- 6 at all relevant times, a resident of Spokane, Washington.
- 7 6. Kathleen Purser was at all relevant times, a resident of
- 8 Anchorage, Alaska, Third Judicial District at Anchorage.
- 9 7. Bambi Tyree was at all relevant times, a resident of
- 10 Anchorage, Alaska, Third Judicial District at Anchorage.
- 11 8. Jay Whaley was at all relevant times, a resident of
- 12 Anchorage, Alaska, Third Judicial District at Anchorage.
- 13 9. Deborah Axt was at all relevant times, a resident of
- 14 Anchorage, Alaska, Third Judicial District at Anchorage.
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17 B. EQUITABLE APPORTIONMENT

- 18 10. Josef F. Boehm is a resident of Anchorage, Alaska and is
- 19 fully qualified to maintain his claims for equitable
- 20 apportionment and indemnity.
- 21 11. Pursuant to Federal Rule of Civil Procedure 14(a), Josef
- 22 F. Boehm hereby names Bambi Tyree, Kathleen Purser, Al
- 23 Bolling, Leslie Williams, Jay Whaley, estate of Carl
- 24 Bucher, Jay Harrison, Roberta Harrison and Deborah Axt as
- 25 third parties whose fault may have been the cause of the
- 26 damages claimed by Salley Purser, including but not
- 27 limited to her claimed mental and emotional distress and
- 28 physical harm resulting from that distress.

1 12. During Salley Purser's youth and adolescence and prior to
2 the time that she met Josef Boehm Ms. Purser was
3 subjected to negligent and/or intentional physical abuse,
4 mental abuse, physical and sexual assaults and neglect by
5 one or more of the named third - party defendants to this
6 action.

7 13. Prior to, during and/or following the time that Salley
8 Purser associated with Josef Boehm, Ms. Purser was
9 subjected to negligent and/or intentional physical abuse,
10 mental abuse, physical and sexual assaults and neglect by
11 one or more of the named third - party defendants to this
12 action.

13 14. During Salley Purser's youth and adolescence and prior to
14 the time that she met Josef Boehm Ms. Purser was
15 introduced to and provided with controlled substances to
16 which she was or became addicted, including cocaine, by
17 one or more of the named third - party defendants to this
18 action.

19 15. Prior to, during and/or following the time that Salley
20 Purser associated with Josef Boehm, Ms. Purser was
21 introduced to and provided with controlled substances to
22 which she was or became addicted, including cocaine, by
23 one or more of the named third-party defendants to this
24 action.

25 16. Prior to, during and/or following the time that Salley
26 Purser associated with Josef Boehm, Ms. Purser was
27 sexually abused by one or more of the named third-party
28

1 defendants to this action.

2 17. Prior to, during and/or following the time that Salley
3 Purser associated with Josef Boehm, Ms. Purser exchanged
4 sex for controlled substances with one or more of the
5 named third-party defendants to this action.

6 18. Prior to, during and/or following the time that Salley
7 Purser associated with Josef Boehm, Ms. Purser assisted
8 one or more of the named third-party defendants to this
9 action in enlisting females to have sex and use
10 controlled substances with one or more of the named
11 third-party defendants to this action.

12 19. Prior to, during and/or following the time that Salley
13 Purser associated with Josef Boehm, Ms. Purser engaged
14 in criminal behavior and/or assisted in criminal
15 enterprises with one or more of the named third-party
16 defendants to this action, including but not limited to
17 theft, prostitution, use, purchase, sale and manufacture
18 of cocaine including crack cocaine, and assault on Josef
19 Boehm and others.

20 20. Salley Purser, if she suffered damages, suffered those
21 damages that she currently alleges are the responsibility
22 of Josef Boehm, including all damages prayed for in Ms.
23 Purser's Amended Complaint and all consequential and
24 incidental damages, as a result of the actions of one or
25 more of the named third-party defendants, whether acting
26 alone or conspiring with one another.

27 21. Pursuant to Alaska Statute 9.17.080, one or more of the
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1 named third-party defendants, and not Josef Boehm, are
2 responsible to Salley Purser for the damages alleged in
3 Ms. Purser's Amended Complaint.

4 C. INDEMNITY

5 1. Josef Boehm re-alleges the allegations set forth in
6 Paragraphs 1 - 12 of this Third - Party Complaint as
7 though fully set forth herein.

8 2. To the extent that Josef Boehm suffers damages
9 and/or is obligated to pay Salley Purser for damages she
10 incurred as a result of her claims, one or more of the
11 named third-party defendants were ultimately responsible
12 for said damages. Accordingly, one or more of the named
13 third-party defendants have a duty to indemnify Josef
14 Boehm.
15

16 WHEREFORE, Josef Boehm seeks the following relief:

17 a. For apportionment of damages to one or more of the third -
18 party defendants for any amount of damages awarded to Salley
19 Purser in this matter.

20 b. For Josef Boehm's actual legal costs and reasonable attorneys
21 fees incurred in bringing this Third - Party Complaint.

22 c. For such other and further relief as the Court may deem just,
23 proper and equitable.
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27 DATED this 20th day of April, 2007 at Encino, California.
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KENNER LAW FIRM

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